

PUBLIC NOTICE

YOU HAVE A VOICE IN AIR POLLUTION CONTROL IN ARIZONA

The Arizona Department of Environmental Quality (ADEQ) has reached a preliminary determination and is proposing to issue Air Quality Control Permit No. 46673 to Nord Resources Corporation for the construction and operation of an open pit copper mining and processing facility 55 miles east of Tucson, near Dragoon in Cochise County, Arizona. The mailing address for this facility is 1 West Wetmore, Suite 203, Tucson, Arizona 85705. The proposed permit is subject to the requirements of the Federal Clean Air Act, Arizona Revised Statute 49-426, and the Arizona Administrative Code, Title 18, Chapter 2, Article 3, 6, 7, and 9. The proposed permit will limit emissions of the following types of air contaminants: carbon monoxide, nitrogen oxides, particulate matter, sulfur dioxide and volatile organic compounds.

You have an opportunity to submit written comments on the permit and make oral comments on the permit at the public hearing. ADEQ will be holding a public hearing on the 12th of August, 2008, at 6:00 pm at the City of Benson Council Chambers, 120 W. 6th St., Benson, Arizona 85602. The written comment shall state the name and mailing address of the person, shall be signed by the person, their agent or attorney, and shall clearly set forth reasons why the Permit should or should not be issued. Grounds for comment are limited to whether the Permit meets the criteria for issuance spelled out in the state air pollution control laws or rules.

Materials related to the Permit, including the application, ADEQ's analysis and the draft permit are available for your review at ADEQ's office at 1110 West Washington Street, Phoenix, Arizona and at the City of Benson's City Clerk's Office at 120 W. 6th Street in Benson, Arizona 85602.

Persons wishing to submit written comments can do so at the Public Hearing. If mailed, written comments must be received by August 12, 2008. Comments should be directed to: Director, Air Quality Division, Arizona Department of Environmental Quality, 1110 West Washington Street, 3415A-1, Phoenix, Arizona 85007-2935.

ADEQ will consider all comments received in making a final decision on the proposed Permit. Everyone commenting will receive notification of the final decision. People who file comments on the Permit will have the right to appeal the final decision as an appealable agency action to the Office of Administrative Hearing (OAH) pursuant to §41.1092.03, and the appeal must be filed within thirty (30) days after the issuance of the final decision. The OAH may sustain, modify, or reverse the final decision.

Persons with a disability may request a reasonable accommodation such as a sign language interpreter, by contacting Linda Morrison (602) 771-4794 TDD phone 771-4829. Requests should be made as early as possible to allow time to arrange the accommodation.

If you would like to receive copies of future Public Notices of Air Pollution Control Permits, please provide a typewritten or a clearly printed copy of your name, address, and ZIP code, to the Director of Air Quality Division at ADEQ's address shown above. Your request should also state that you wish your name to be placed on the Air Quality Permit mailing list.

If you have any questions or would like to find out more information about this Permit, please contact Trevor Baggione at (602) 771-2321, when in Arizona (800) 234-5677, or at ADEQ's address shown above.